

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE**

**DENITHIA PENDERGRASS AND ALENA  
KELLEY, Individually and On Behalf of All Others  
Similarly Situated,**

*Plaintiffs,*

**v.**

**CITY GEAR, LLC, a.k.a. SHELMAR RETAIL  
PARTNERS, LLC, et al.**

*Defendants.*

)  
)  
)  
) **CASE NO. 3:12-cv-01287**  
)  
) **CIVIL ACTION**  
)  
) **JURY TRIAL DEMANDED**  
)  
) **JUDGE CAMPBELL**  
) **MAG. JUDGE KNOWLES**

**PLAINTIFFS' UNOPPOSED MOTION FOR FINAL APPROVAL OF SETTLEMENT  
AND RELATED RELIEF**

Plaintiffs Denithia Pendergrass and Alena Kelley, and the opt-in collective action Plaintiffs, on behalf of themselves and all others similarly situated, by their attorneys, hereby respectfully move for an Order:

- (a) finally approving the parties' Settlement Agreement;
- (b) awarding reasonable attorney's fees and costs;
- (c) awarding service payments to the Named Plaintiffs and other Plaintiffs who actively participated in this litigation and helped create the class settlement benefit at significant personal risk; and
- (d) dismissing the action with prejudice.

Dated: January 10, 2014

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing *Notice of Plaintiffs' Unopposed Motion for Final Approval of Settlement and Related Relief* has been served on the following counsel of record via the court's ECF filing system, on this the 10th day of January, 2013:

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